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July 20, 2005

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Letter in Response to Patent Term Adjustment Letter from the
Commissioner of Patents Office dated March 30, 2005
regarding U.S. Application No. 09/783,354 (U.S. Patent No. 6,908,656)
Our File: IRC293 – I4060-205649

Dear Sirs:

This letter replies to the Patent Term Adjustment letter issued by the U.S. Patent Office on March 30, 2005, in response to the Applicant's Application for Patent Term Adjustment filed on October 15, 2004.

According to the Patent Office's letter of March 30, 2005, the request for reconsideration was held in abeyance subject to the issuance date being set by the Office of Patent Publications. The Applicant was advised that a letter may be submitted to the Office within two months of the issuance of the patent if, at the time of issuance of the patent, the appropriate adjustment under 37 C.F.R. §1.702(b) had not been accorded. The patent issued on June 21, 2005 and according to Patentee's calculations the appropriate adjustment under 37 C.F.R. §1.702(b) has not been accorded.

The term of the patent has been adjusted by 157 days. Patentees' Assignee hereby requests that the term of the patent be adjusted by a total of 277 days.

According to the Patent Term Adjustment History on Public PAIR, the Patent Office has accorded the Patentee with a delay of 120 days due to the filing of a "Miscellaneous Letter" on October 13, 2004. A copy of the Patent Term Adjustment History for the referenced patent is attached as Exhibit A. The "Miscellaneous Letter" is a "Response to Notice of Allowance" requesting the initialing of PTO form PTO/SB08a filed with the Patent Office on September 15, 2005. A copy of the "Response to Notice of Allowance" as filed on October 13, 2004 is attached as Exhibit B.

ATLLIB02 188320.1

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Commissioner for Patents

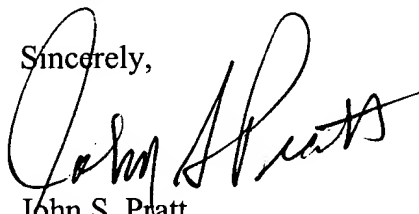
July 20, 2005

Page 2

As this "Response to Notice of Allowance" was filed to correct an omission on the part of the Patent Office and not to request the amendment of the application under 37 C.F.R. §1.312 after issuance of a Notice of Allowance, Patentees and their Assignee do not believe that the accord of the 120 day delay is justified and ask that the accord of the 120 day delay be removed. With the removal of the 120 day Applicant delay, the Patent Term Adjustment History should read: USTPO Delay (PTO): 493 days and Applicant Delay (APPL): 216 days. Therefore, the Total PTA should read 277 days.

Should the Commissioner have any questions regarding the above, the Commissioner is respectfully requested to contact Assignee's representative at 404.815.6367.

Sincerely,



John S. Pratt

JSP/MAC
Enclosures

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09/783,354 ORTHOGONALLY AMBIGUOUS CARPET TILE

Patent Term Adjustment History

Patent Term Adjustment (PTA) for Application Number: 09/783,354			
			Days
Filing or 371(c) Date:	02-14-2001	USPTO Delay (PTO):	493
Issue Date of Patent:	06-21-2005	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay(APPL):	336
Post-Issue Petitions (days):	+0	Total PTA:	157
USPTO Adjustment(days):	+0	Explanation Of Calculations	
Patent Term Adjustment History			
Date	Contents Description	PTO(Days)	APPL (Days)
06-21-2005	Patent Issue Date Used in PTA Calculation	123	
06-01-2005	PTA 36 Months	370	
05-24-2005	Workflow - Query Request - Finish	↑	
05-20-2005	Workflow - Query Request - Finish	↑	
05-17-2005	Receipt into Pubs	↑	
05-16-2005	New or Additional Drawing Filed	↑	37
04-25-2005	Workflow - Query Request - Begin	↑	↑
04-22-2005	Receipt into Pubs	↑	↑
04-22-2005	Receipt into Pubs	↑	↑
04-22-2005	Receipt into Pubs	↑	↑
04-05-2005	Dispatch to FDC	↑	↑
04-05-2005	Dispatch to FDC	↑	↑
04-05-2005	Application Is Considered Ready for Issue	↑	↑
04-01-2005	Receipt into Pubs	↑	↑
03-30-2005	Petition Decision - Dismissed	↑	↑
02-02-2005	Receipt into Pubs	↑	↑
02-02-2005	Receipt into Pubs	↑	↑
12-10-2004	Workflow - Query Request - Finish	↑	↑
11-23-2004	Workflow - Query Request - Begin	↑	↑
10-20-2004	Receipt into Pubs	↑	↑
10-20-2004	Receipt into Pubs	↑	↑
10-20-2004	Receipt into Pubs	↑	↑
10-19-2004	Workflow - File Sent to Contractor	↑	↑
10-18-2004	Issue Fee Payment Verified	↑	↑
10-18-2004	Issue Fee Payment Received	↑	↑
10-15-2004	Petition Entered	↑	↑
10-13-2004	Miscellaneous Incoming Letter	↑	120
10-04-2004	Mail Notice of Allowance	↑	↑
10-04-2004	Mail Examiner's Amendment	↑	↑
09-30-2004	Issue Revision Completed	↑	↑
09-30-2004	Examiner's Amendment Communication	↑	↑
	Notice of Allowance Data Verification	↑	↑

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09-30-2004	Completed		
09-30-2004	Notice of Allowability	↑	↑
08-20-2004	IFW TSS Processing by Tech Center Complete	↑	↑
08-20-2004	Date Forwarded to Examiner	↑	↑
08-02-2004	Reference capture on IDS	↑	↑
08-02-2004	Information Disclosure Statement (IDS) Filed	↑	21
07-16-2004	Workflow incoming amendment IFW	↑	
07-12-2004	Response after Non-Final Action	↑	
06-21-2004	Mail Examiner Interview Summary (PTOL - 413)	↑	
06-21-2004	Mail Supplemental Non-Final Action	↑	
06-18-2004	Supplemental Non-Final Action	↑	
02-25-2004	Examiner Interview Summary Record (PTOL - 413)	↑	
12-17-2003	Mail Non-Final Rejection	↑	
12-15-2003	Non-Final Rejection	↑	
10-24-2003	Case Docketed to Examiner in GAU	↑	
10-08-2003	Date Forwarded to Examiner	↑	
09-15-2003	Response after Non-Final Action	↑	
09-15-2003	Information Disclosure Statement (IDS) Filed	↑	
09-12-2003	Information Disclosure Statement (IDS) Filed	↑	
06-16-2003	Mail Non-Final Rejection	↑	
06-14-2003	Non-Final Rejection	↑	
05-19-2003	Notice of Appeal Filed	↑	
05-19-2003	Request for Extension of Time - Granted	↑	
05-13-2003	Miscellaneous Incoming Letter	↑	
05-07-2003	Mail Advisory Action (PTOL - 303)	↑	
05-06-2003	Advisory Action (PTOL-303)	↑	
05-01-2003	Date Forwarded to Examiner	↑	
05-01-2003	Date Forwarded to Examiner	↑	
04-25-2003	Letter Requesting Interview with Examiner	↑	
04-11-2003	Supplemental Response	↑	11
03-31-2003	Amendment after Final Rejection	↑	↑
03-12-2003	Mail Advisory Action (PTOL - 303)	↑	
03-10-2003	Advisory Action (PTOL-303)	↑	
03-06-2003	Date Forwarded to Examiner	↑	
02-27-2003	Amendment after Final Rejection	↑	
01-23-2003	Mail Final Rejection (PTOL - 326)	↑	
01-22-2003	Final Rejection	↑	
12-23-2002	Information Disclosure Statement (IDS) Filed	↑	38
11-19-2002	Date Forwarded to Examiner	↑	↑
11-15-2002	Response to Election / Restriction Filed	↑	↑
10-30-2002	Mail Restriction Requirement	↑	
10-30-2002	Requirement for Restriction / Election	↑	
		↑	

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10-15-2002	Information Disclosure Statement (IDS) Filed		63
08-23-2002	Date Forwarded to Examiner	↑	↑
08-13-2002	Information Disclosure Statement (IDS) Filed	↑	↑
08-13-2002	Response after Non-Final Action	↑	46
08-13-2002	Request for Extension of Time - Granted	↑	↑
06-18-2002	Examiner Interview Summary Record (PTOL - 413)	↑	↑
06-18-2002	Petition Decision - Granted	↑	↑
06-17-2002	Application Dispatched from OIPE	↑	↑
06-17-2002	Application Is Now Complete	↑	↑
06-17-2002	Pre-Exam Office Action Withdrawn	↑	↑
06-04-2002	Petition Entered	↑	↑
03-28-2002	Mail Non-Final Rejection	↑	↑
03-25-2002	Non-Final Rejection	↑	
10-31-2001	Case Docketed to Examiner in GAU	↑	
04-07-2001	Case Docketed to Examiner in GAU	↑	
03-30-2001	Application Dispatched from OIPE	↑	
03-30-2001	Correspondence Address Change	↑	
03-14-2001	IFW Scan & PACR Auto Security Review	↑	
02-14-2001	Initial Exam Team nn	↑	

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Attorneys at Law

OCT 13 2004

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October 13, 2004

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FAX

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Examiner Cheryl Juska Art Unit 1771	703 872 9306	United States Patent & Trademark Office Washington, D.C.

Margaret A. Cogburn, Paralegal
FROM

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COMMENTS

Please acknowledge receipt of the enclosed:

1) Response to Notice of Allowance

For:

Applicant(s): Daniel

Application No.: 09/783,354

Filing Date: February 14, 2001

Title: Orthogonally Ambiguous Carpet Tile

Attorney Docket No. IRC293 14060/205649

KJD/MAC

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OCT 13 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE PATENTS

In re Application of:)
 Sydney D. Daniel)
 Serial No. 09/783,354) Art Unit: 1771
 Filed: February 14, 2001) Examiner: Juska, Cheryl Ann
 For: Orthogonally Ambiguous Carpet Tile)
 Atty Docket: IRC293 - I4060/205649

RESPONSE TO NOTICE OF ALLOWANCE

Mail Stop Issue Fee
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22323-1450

Sir:

In Response to the Notice of Allowance mailed October 4, 2004, Assignee respectfully requests that the Examiner issue a Supplemental Notice of Allowability acknowledging the consideration of the prior art filed with the Supplemental Information Disclosure Statement on September 15, 2003.

After a review of the Notice of Allowance and the two Office Actions issued by the Examiner in this case after the submission of the Supplemental Information Disclosure Statement on September 15, 2003, Assignee can find no evidence that the reference cited in the Supplemental Information Disclosure Statement was reviewed or considered by the Examiner. Therefore, Assignee requests that the Supplemental Information Disclosure

I hereby certify that this correspondence and all documents referred to as enclosed are being facsimile transmitted to: AFTER FINAL, U.S. Patent and Trademark Office, fax no. 703-872-9306, on October 13, 2004.


 Margaret A. Cogburn

ATLJIB02 169661.1

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Serial No. 09/783,354
Response to Notice of Allowance
Page 2

Statement filed with the United States Patent Office on September 15, 2003 be considered. A copy of the Supplemental Information Disclosure Statement and cited reference are enclosed for the Examiner's review. A copy of Rightfax Auto-Reply Facsimile Transmission showing receipt of the Supplemental Information Disclosure Statement and cited reference by the United States Patent Office is also enclosed. Assignee requests that the Examiner attach an initialed copy of the PTO/SB/08a form with the issuance of the Supplemental Notice of Allowability.

Should the Examiner have any questions regarding the above, the Examiner is respectfully requested to contact Assignee's representative at the telephone number listed below.

Respectfully submitted,



Kristin L. Johnson
Reg. No. 44,807

KILPATRICK STOCKTON LLP
1100 Peachtree Street
Suite 2800
Atlanta, Georgia 30309-4530
(404) 815-6389

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Auto-Reply Facsimile Transmission



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PATENT AND
TRADEMARK OFFICE

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08/18/2003 10:00 FAX 404 613 6338

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September 15, 2003

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FAX

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ATTN: Cheryl Ann Jenkins GAU 1772	1.703.872.9472	USPTO Arlington, VA

John S. Pratt

FROM:

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COMMENTS

The Closing Sheet of a trademark application of the US, Patent and Trademark Office will automatically proceed to

Applicant	Carroll et al.
Title	Chiropractic Ambulance Carrier Title
Serial Numbered Mark	60785354
Filing Date	February 14, 2001
PAYMENT SUMMARY	
1.	PTO/FIRST Transmittal Form
2.	PTO/FIRST - Fee Transmitted for PTO/ISS.
3.	Acknowledgment and Response to Mailings from the Office Action of June 16, 2003; and
4.	Revised/amended Information Disclosure Statement and Modified Fee PTO/PAT.
Date	September 15, 2003
By	John A. Pratt Ron M. Platt

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bcc: Docketing

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ON 9/16/2003 SKP

PAGE 4/22 * RCVD AT 10/13/2004 4:30:51 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/0 * DNIS:8729306 * CSID:404 815 6555 * DURATION (mm:ss):12:54.9 

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OCT 13 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Daniel et al.

Serial No.: 09/783,354

Art Unit: 1772

Filed: February 14, 2001

Examiner: Cheryl Ann Juska

For: ORTHOGONALLY AMBIGUOUS CARPET TILE

Attorney Docket No. IRC293 I4060/205649

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this Response to Office Action and all documents referred to as enclosed are being facsimile transmitted to: U.S. Patent and Trademark Office on September 15, 2003, BEFORE FINAL, fax no. 703-872-9310 at TC1700 (ART UNIT 1772) and personally to Examiner Juska at fax number 703.872.9472.


Janie WilkinsSUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

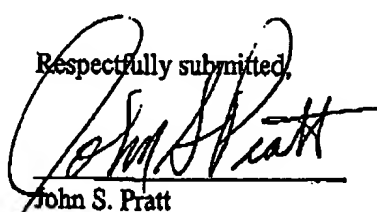
Dear Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), enclosed are copies of the references listed on the attached modified Form PTO-08A.

The undersigned concedes that the identified material constitutes prior art within the meaning of the United States patent laws.

The Commissioner is hereby authorized to charge the applicable fees to Deposit Account No. 11-0855.

Respectfully submitted,


John S. Pratt

Reg. No. 29,476

Attorney for Assignee

KILPATRICK STOCKTON LLP
1100 Peachtree Street, Suite 2800
Atlanta, Georgia 30309
404.815.6367

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